

## Form Summary

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<b>Name of Form:</b>	<b>Probable Cause Statement and Judicial Determination</b>
<b>Form Number:</b>	<b>CR-215</b>
<b>Statutory Reference:</b>	§970.01, Wisconsin Statutes, 4 <sup>th</sup> Amend. U.S. Const.
<b>Benchbook Reference:</b>	CR 7-3, CR 7-6
<b>Purpose of Form:</b>	To have a written record of the 48 hour court review of an arrested person who is held in custody as required by <i>City of Riverside v. McLaughlin</i> .
<b>Who Completes It:</b>	Arresting or other law enforcement officer and judge or court commissioner.
<b>Distribution of Form:</b>	Original to court file; copies to sheriff, facility, district attorney, arrested person or his/her attorney.
<b>Accompanying Forms:</b>	Police report of arrest (not required if officer summarizes arrest on Form)
<b>New Form/Modification:</b>	Modified; last update 04/07.
<b>Modification:</b>	Form was redesigned to allow room for an inserted fill able field in question #5.
<b>Comments:</b>	The statement of the arresting or other law enforcement officer must be made under oath ( <i>State v. Koch</i> , 175Wis2nd684,698,fn.8.) <i>Riverside</i> reviews can be conducted in person at the detention facility, by fax, or by telephone conference. The presence of the arrested person or his/her counsel is not required. No record beyond this form is required.
<b>About this Form:</b>	<b>This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.</b>  <b>If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.</b>